

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

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WILLIAM D. BRANNON,

Petitioner,

vs.

UNITED STATES OF AMERICA,

Respondent.

2:10-CV-01410-PMP-LRL

ORDER

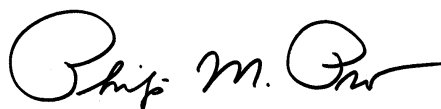
On August 19, 2010, Petitioner William D. Brannon filed an Emergency Petition for Writ of Habeas Corpus (Doc. #1), a Motion for Bond Pending Appeal and Emergency Release Due to Health Reasons (Doc. #2). A review of the Petition shows that this Court lacks jurisdiction to entertain the relief requested by Petitioner Brannon.

Specifically, Petitioner Brannon is currently incarcerated in the Federal Correction Complex in Coleman, Florida as a result of his criminal conviction in United States District Court for Eastern District of Tennessee. Although Petitioner Brannon avers in his Petition that he “is” a resident of Nevada, and indeed may have been a resident of Nevada previously, it is clear that he is not currently incarcerated in the State of Nevada and that the basis for his incarceration occurred as a result of proceedings in this Court. As a result, the Court finds it lacks jurisdiction to consider his Petition for relief under 28 U.S.C. § 2241.

1 **IT IS THEREFORE ORDERED** that Petitioner William D. Brannon's
2 Emergency Petition for Writ of Habeas Corpus (Doc. #1) is **DISMISSED** without
3 prejudice to renew the same in the appropriate district.

4 **IT IS FURTHER ORDERED** that Petitioner William D. Brannon's
5 Motion for Bond Pending Appeal and Emergency Release Due to Health Reasons
6 (Doc. #2) is similarly **DENIED** without prejudice.

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8 DATED: August 31, 2010.

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11 PHILIP M. PRO
12 United States District Judge
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